

Applicant : Haruo Sugiyama et al.  
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Page : 4 of 4

Attorney's Docket No.: 14875-0170US1 / C1-A0403P-US

REMARKS

Following entry of the above amendment, claims 1-11 will be pending in this application. Applicants have added new claims 9-11. Support for the new claims can be found throughout the specification and claims as originally filed, e.g., at original claim 1.

In response to the restriction requirement made in the action mailed August 18, 2009, Applicants elect for examination identified Group I (claims 1 and 3-5). The election is made with traverse.

The Office action asserts that claim 1 does not contribute a special technical feature over the alleged prior art publication Kanato et al., 2005, Biochem. Biophys. Res. Commun., 326:836-843 ("Kanato"). However, Kanato is not prior art against the pending claims. Applicants submit herewith a translation of the Japanese language priority document for this application, Japanese Patent Application Serial No. 2004-096744. The priority document was filed on March 29, 2004, and therefore antedates the 2005 publication by Kanato. Applicants request acknowledgment of the perfection of the priority claim and withdrawal of the restriction requirement.

This response is being submitted with a Petition for Extension of Time and the required fee. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket No. 14875-0170US1.

Respectfully submitted,

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